

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**CABLEVISION SYSTEMS CORPORATION**

**and**

**Cases 02-CA-138301**

**ANDREAS GARCIA**

**and**

**02-CA-138302**

**PAUL MURRAY**

**and**

**02-CA-138303**

**BERNARD PAEZ**

**and**

**02-CA-138502**

**NICASIUS FELIX**

**and**

**02-CA-139708**

**DONOVAN REID**

**ORDER<sup>1</sup>**

The Employer's petition and amended petition to revoke subpoena duces tecum B-1-KIAXJB are denied. The subpoenas seek information relevant to the matters under investigation and describe with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations.<sup>2</sup> Further, the Petitioner has failed to establish any other legal basis for

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<sup>1</sup> The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

<sup>2</sup> The Region has indicated in its opposition brief with respect to paragraph 6 that in light of the Employer's offer to provide a copy of its April 2014 Employee Handbook, it has voluntarily reduced the scope of this request so that provision of the Employee Handbook constitutes sufficient compliance. The Region similarly states with respect to paragraph 8 that in light of the Employer's offer to provide the requested contact information for all non-supervisory and non-managerial employees employed in the

revoking the subpoena. See generally, *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., March 23, 2015.

KENT Y. HIROZAWA,	MEMBER
HARRY I. JOHNSON, III,	MEMBER
LAUREN McFERRAN,	MEMBER

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Outside Plant Department at the Bronx Depot as of May 5, 2014, it has voluntarily reduced the scope of this request so that provision of the offered contact information is sufficient compliance. In considering the petition to revoke, we have evaluated the subpoena as modified by the Region in its opposition brief.

The Region has demonstrated the relevance of the remaining documents sought. See, e.g., Reg. Opp. Br. at 8-9 (table showing relevance of each component of Request No. 5).

To the extent that the subpoena encompasses some documents that the Employer believes in good faith to be subject to the attorney-client privilege, this Order is without prejudice to the Employer's prompt submission of a privilege log to the Region identifying and describing each such document, providing sufficient detail to permit an assessment of the Employer's claim of privilege. The Employer is directed to produce all responsive documents not subject to any good-faith claim of privilege.